

PREVAILED

Roll Call No. \_\_\_\_\_

FAILED

Ayes \_\_\_\_\_

WITHDRAWN

Noes \_\_\_\_\_

RULED OUT OF ORDER

## HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that House Bill 1128 be amended to read as follows:

- 1 Page 1, between the enacting clause and line 1, begin a new
- 2 paragraph and insert:
- 3 "SECTION 1. IC 20-8.1-3-17 IS AMENDED TO READ AS
- 4 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 17. (a) Subject to the
- 5 specific exceptions under this chapter, each individual shall attend
- 6 either a public school which the individual is entitled to attend under
- 7 IC 20-8.1-6.1 or some other school which is taught in the English
- 8 language.
- 9 (b) An individual is bound by the requirements of this chapter
- 10 from the earlier of the date on which the individual officially enrolls in
- 11 a school or, except as provided in subsection (h), the beginning of the
- 12 fall school term for the school year in which the individual becomes
- 13 seven (7) years of age until the date on which the individual:
- 14 (1) graduates;
- 15 (2) reaches at least sixteen (16) years of age but who is less than
- 16 eighteen (18) years of age and the requirements under subsection
- 17 (j) concerning an exit interview are met enabling the individual
- 18 to withdraw from school before graduation; or
- 19 (3) reaches at least eighteen (18) years of age;
- 20 whichever occurs first.
- 21 (c) An individual who:
- 22 (1) enrolls in school before the fall school term for the school
- 23 year in which the individual becomes seven (7) years of age; and
- 24 (2) is withdrawn from school before the school year described in
- 25 subdivision (1) occurs;
- 26 is not subject to the requirements of this chapter until the individual is
- 27 reenrolled as required in subsection (b). Nothing in this section shall

be construed to require that a child complete grade 1 before the child reaches eight (8) years of age.

(d) An individual for whom education is compulsory under this section shall attend school each year:

- (1) for the number of days public schools are in session in the school corporation in which the individual is enrolled in Indiana; or
- (2) if the individual is enrolled outside Indiana, for the number of days the public schools are in session where the individual is enrolled.

(e) In addition to the requirements of subsections (a) through (d), an individual must be at least five (5) years of age on:

- ~~(1) July 1 of the 1991-92 school year; or~~
- ~~(2) June 1 of the 1992-93 school year; or~~
- (1) July 1 of the 2000-2001 school year;**
- (2) August 1 of the 2001-2002 school year; or**
- (3) September 1 of the 2002-2003 school year or any subsequent school year;**

to officially enroll in a kindergarten program offered by a school corporation. However, ~~subject to subsection (g),~~ the governing body of the school corporation ~~shall~~ **may** adopt a procedure affording a parent of an individual who does not meet the minimum age requirement set forth in this subsection the right to appeal to the superintendent of the school corporation for enrollment of the individual in kindergarten at an age earlier than the age that is set forth in this subsection.

(f) In addition to the requirements of subsections (a) through (e), and subject to subsection (g), if an individual enrolls in school as permitted under subsection (b) and has not attended kindergarten, the superintendent of the school corporation shall make a determination as to whether the individual shall enroll in kindergarten or grade 1 based on the particular model assessment adopted by the governing body under subsection (g).

(g) To assist the principal and governing bodies, the department shall do the following:

- (1) Establish guidelines to assist each governing body in establishing a procedure for making appeals to the superintendent of the school corporation under subsection (e).
- (2) Establish criteria by which a governing body may adopt a model assessment which will be utilized in making the determination under subsection (f).

(h) If the parents of an individual who would otherwise be subject to compulsory school attendance under subsection (b), upon request of the superintendent of the school corporation, certify to the superintendent of the school corporation that the parents intend to:

- (1) enroll the individual in a nonaccredited, nonpublic school; or
- (2) begin providing the individual with instruction equivalent to that given in the public schools as permitted under ~~IC 20-8.1-3-34;~~ **section 34 of this chapter;**

not later than the date on which the individual reaches seven (7) years of age, the individual is not bound by the requirements of this chapter until the individual reaches seven (7) years of age.

(i) The governing body of each school corporation shall designate the appropriate employees of the school corporation to conduct the exit interviews for students described in subsection (b)(2). Each exit interview must be personally attended by:

- (1) the student's parent or guardian;
- (2) the student;
- (3) each designated appropriate school employee; and
- (4) the student's principal.

(j) A student who is at least sixteen (16) years of age but less than eighteen (18) years of age is bound by the requirements of compulsory school attendance and may not withdraw from school before graduation unless:

- (1) the student, the student's parent or guardian, and the principal agree to the withdrawal; and
- (2) at the exit interview, the student provides written ~~acknowledgement~~ **acknowledgment** of the withdrawal and the student's parent or guardian and the school principal each provide written consent for the student to withdraw from school.

(k) For the purposes of this section, "school year" has the meaning set forth in IC 21-2-12-3(j)."

Renumber all SECTIONS consecutively.

(Reference is to HB 1128 as printed February 27, 2001.)

---

Representative BOSMA